

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

B/T ENTERPRISES, a Washington general
partnership,

Plaintiff,

vs.

HYAK MINING CORPORATION, an
Alaskan corporation,

Defendant.

Civil Action No.: 1:11-CV-00007-TMB

ORDER GRANTING PLAINTIFF'S
MOTION TO VOLUNTARILY DISMISS
UNDER RULE 41(a)(2)

THIS MATTER has come before the COURT upon Plaintiff's Motion to Voluntarily Dismiss Under Rule 41(a)(2). The Court has been fully advised and has specifically reviewed the following:

1. Plaintiff's Motion to Voluntarily Dismiss Under Rule 41(a)(2);
2. Declaration of Matthew Turetsky in Support of Plaintiff's Motion;
3. Declaration of Gary Tripp in Support of Plaintiff's Motion;
4. Defendant's Response in Opposition, if any;
5. Plaintiff's Reply in Support of its Motion, if any;
6. The records and files in this matter.

The COURT HEREBY ORDERS, ADJUDGES, AND DECREES THAT:

1. Plaintiff's motion for voluntary dismissal is GRANTED WITHOUT PREJUDICE; and

2. No fees, costs, terms or conditions shall be imposed on the dismissal.

Dated this 7th day of November, 2011.

s/ TIMOTHY M. BURGESS
The Honorable Timothy M. Burgess